

1 **AGRICULTURE PROTECTION AREA AND INDUSTRIAL**
2 **PROTECTION AREA AMENDMENTS**

3 2017 GENERAL SESSION

4 STATE OF UTAH



6 **LONG TITLE**

7 **General Description:**

8 This bill amends provisions relating to the review of agriculture protection areas and
9 industrial protection areas by the applicable legislative body.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ amends provisions relating to the review of agriculture protection areas and
- 13 industrial protection areas by the applicable legislative body.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **17-41-307**, as last amended by Laws of Utah 2006, Chapter 194



22 *Be it enacted by the Legislature of the state of Utah:*

23 Section 1. Section **17-41-307** is amended to read:

24 **17-41-307. Review of agriculture protection areas and industrial protection**
25 **areas.**

26 (1) In the 20th calendar year after its creation under this part, each agriculture
27 protection area or industrial protection area, as the case may be, shall be reviewed, under the
28 provisions of this section, by:

29 (a) the county legislative body, if the agriculture protection area or industrial protection
30 area is within the unincorporated part of the county; or

31 (b) the municipal legislative body, if the agriculture protection area or industrial

32 protection area is within the municipality.

33 (2) (a) In the 20th year, the applicable legislative body [~~shall~~] may:

34 (i) request the planning commission and advisory board to submit recommendations
35 about whether the agriculture protection area or industrial protection area, as the case may be,
36 should be continued, modified, or terminated;

37 (ii) at least 120 days before the end of the calendar year, hold a public hearing to
38 discuss whether the agriculture protection area or industrial protection area, as the case may be,
39 should be continued, modified, or terminated;

40 (iii) give notice of the hearing using the same procedures required by Section
41 17-41-302; and

42 (iv) after the public hearing, continue, modify, or terminate the agriculture protection
43 area or industrial protection area.

44 (b) If the applicable legislative body modifies or terminates the agriculture protection
45 area or industrial protection area, it shall file an executed document containing the legal
46 description of the agriculture protection area or industrial protection area, respectively, with the
47 county recorder of deeds.

48 (3) If the applicable legislative body fails affirmatively to continue, modify, or
49 terminate the agriculture protection area or industrial protection area, as the case may be, in the
50 20th calendar year, the agriculture protection area or industrial protection area is considered to
51 be reauthorized for another 20 years.